

AMENDED IN ASSEMBLY MARCH 31, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

## ASSEMBLY BILL

**No. 1201**

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**Introduced by Assembly Member Fong**

February 18, 2011

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An act to amend Section ~~66152~~ of the Education Code, relating to ~~postsecondary education~~; 2114 of the Elections Code, relating to elections.

### LEGISLATIVE COUNSEL'S DIGEST

AB 1201, as amended, Fong. ~~Postsecondary education: student-imposed athletics fees~~ Voter registration.

*Existing law requires a county elections official who receives an affidavit of registration from a voter who resides or claims residence in another county to forward the affidavit to the elections official for the county in which the voter resides, and further requires the elections official for the county in which the voter resides to accept the affidavit and use it as the voter's permanent record of registration. Under existing law, registration by that method is effective for all elections occurring 29 or more days after receipt of the affidavit of registration by the elections official to which the affidavit was mailed or delivered by the voter.*

*This bill would instead provide that registration by that method is effective for all elections occurring 15 or more days after receipt of the affidavit of registration by the elections official to which the affidavit was mailed or delivered by the voter. By requiring more voters' ballots to be handled and counted, this bill would impose a state-mandated local program.*

*The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.*

*This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.*

~~Existing law prohibits the Trustees of the California State University from allocating, and requests the Regents of the University of California to not allocate, any fees that are proposed by a student body organization, as defined, and imposed pursuant to a vote of the students registered at a campus, branch, or location of the respective institution, for purposes of supporting intercollegiate athletics programs for any purpose or in any amount not approved by the vote of the students.~~

~~This bill would make a technical, nonsubstantive change to this prohibition.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.  
State-mandated local program: ~~no~~ yes.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 2114 of the Elections Code is amended  
2     to read:

3     2114. ~~The~~A county elections official of ~~any county in this state~~  
4     may receive the affidavit of registration of ~~any~~ an elector who  
5     resides or claims residence in another county in this state. The  
6     affidavit shall be forwarded to the county elections official of the  
7     county in which the elector resides. The county elections official  
8     of the county in which the elector resides shall use the affidavit of  
9     registration *received* from the other county as his or her permanent  
10    record of registration.

11    Registration by this method shall be effective for all elections  
12    occurring ~~29~~ 15 or more days after receipt of the affidavit of  
13    registration by the county elections official or his or her deputy to  
14    which the affidavit is mailed or delivered by the elector.

15    SEC. 2. *If the Commission on State Mandates determines that*  
16    *this act contains costs mandated by the state, reimbursement to*  
17    *local agencies and school districts for those costs shall be made*

1 *pursuant to Part 7 (commencing with Section 17500) of Division*  
2 *4 of Title 2 of the Government Code.*

3 ~~SECTION 1. Section 66152 of the Education Code is amended~~  
4 ~~to read:~~

5 ~~66152. (a) The Trustees of the California State University~~  
6 ~~shall not, and the Regents of the University of California are~~  
7 ~~requested not to, allocate any student-imposed athletics fees that~~  
8 ~~are collected from registered students for purposes of supporting~~  
9 ~~intercollegiate athletics programs for any purpose that is not and~~  
10 ~~in the amounts that are not approved pursuant to the election~~  
11 ~~approving the fees.~~

12 ~~(b) At the end of each academic year, the Trustees of the~~  
13 ~~California State University shall, and the Regents of the University~~  
14 ~~of California are requested to, refund to each fee-paying student a~~  
15 ~~pro rata share of any portion of the student-imposed athletics fee~~  
16 ~~that is collected and is not allocated for the approved purposes~~  
17 ~~during that academic year.~~